

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

United States of America,

Plaintiff,

No. **05CR1849 JH**

v.

JOHN PATRICIO NIETO,

Defendant.

**NOTICE OF UNAVAILABILITY**

Charles S. Aspinwall, attorney for Defendant Nieto, notifies the Court, parties and counsel that he will not be available due to other commitments from February 1, 2008 through February 29, 2008.

CHARLES S. ASPINWALL J.D.  
TRIAL LAWYER

*ELECTRONICALLY SIGNED*  
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I certify that I caused a copy  
of this pleading to be served  
upon counsel of record  
through the auspices of CM/ECF  
USDCNM on January 17, 2008.

\_\_\_\_\_*ELECTRONICALLY SIGNED*\_\_\_\_\_

CHARLES S. ASPINWALL

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